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PATENT
Attorney Reference No. 23-59243

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of:

S. Thomas Autrey, Gerald J. Posakony and Chen Yu

Application No. 10/001,235

Filed: November 13, 2001

Confirmation No. 9274

For: ARRAY-BASED PHOTOACOUSTIC
SPECTROSCOPY

Examiner: Richard A. Rosenberger

Art Unit: 2877

Attorney Reference No. 23-59243

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

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**NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicants hereby appeal to the Board from the decision of Examiner Richard A. Rosenberger, mailed March 1, 2004, finally rejecting claims 1-48, 50 and 51.

The fee of \$165.00 per 37 C.F.R. § 1.17(b) for filing this Notice of Appeal is enclosed.

Because this Notice of Appeal is being filed with a Petition for Revival of an Application for Patent Abandoned Unintentionally no extension of time is required.

Please charge any additional fees that may be required in connection with filing this Notice of Appeal or credit any overpayment, to Deposit Account No. 02-4550.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

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